

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BRENDON, ET AL.

Serial No.: 09/769,679

Filed: 01/25/2001

Title: "APPARATUS FOR SECURE STORAGE OF
VEHICLE ODOMETER VALUES AND
METHOD THEREFOR"

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Group Art Unit: 2863

Examiner: VO, HIEN XUAN

Atty. Docket No.: 068354.0237

RECEIVED
MAY 16 2003
TECHNOLOGY CENTER 2800

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE
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RONALD L. CHICHESTER

REG. No. 36,765

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Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

05/15/2003 DEMMANU1 00000151 09769679

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672.00 OP

RESPONSE UNDER 37 C.F.R. §1.111 TO
NON-FINAL OFFICE ACTION, MAILED FEBRUARY 13, 2003

Dear Sir:

In response to the Non-Final Office Action, mailed February 13, 2003, Applicants respectfully request that the amendments set forth below be entered and requests reconsideration of the rejections set forth in the Office Action in light of these amendments and the remarks below.

The three-month shortened statutory period for reply is due May 13, 2003, therefore, this Response is considered timely filed.

The original application contained four independent claims. Four independent claims have been canceled in this response, and 12 dependent claims have been rewritten in independent form, meaning that there are now eight extra independent claims from the previous count. A check in the amount of \$672 is included for the eight extra independent claims above the four already paid for. Applicants believe that there are no additional fees (besides those mentioned above) that are due in association with this filing of this Response. However, should the Commissioner deem that any fees are due, including any fees for extensions of time, Applicants respectfully request that the Commissioner accept this a Petition Therefor, and direct that any additional fees be charged to Baker Botts L.L.P. Deposit Account No. 02-0383, (*formerly Baker & Botts, L.L.P.*) Order Number 016295.1092.

AMENDMENTS

Please enter the following replacement claims, pursuant to 37 C.F.R. § 1.121(c), each replacement claim number replaces the correspondingly numbered prior pending claim. This Response is made according to the revised procedure promulgated in the Official Gazette on February 25, 2003.

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$) 672.00

Complete if Known

Application Number	09/769,679
Filing Date	01/25/2001
First Named Inventor	Hutton, et al.
Examiner Name	Vo, Hien Xuan
Art Unit	2863
Attorney Docket No.	068354.0237

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number
Deposit Account Name

02-0383

Baker Botts L.L.P. 023640

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X 84	= 672
Multiple Dependent Claims	-3** =		

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 672.00)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

SUBMITTED BY

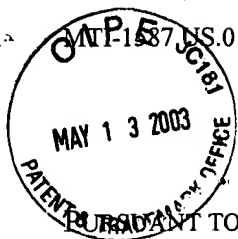
(Complete if applicable)

Name (Print/Type)	Ronald L. Chichester	Registration No. (Attorney/Agent)	36,765	Telephone	713.229.1341
Signature		Date	05/13/2003		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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ON MAY 13, 2003.

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EXAMINER:	VO, HIEN XUAN
ATTORNEY DOCKET No.	068354.0237
TITLE:	"APPARATUS FOR SECURE STORAGE OF VEHICLE ODOMETER VALUES AND METHOD THEREFOR"

NOTE: THE ORIGINAL APPLICATION CONTAINED FOUR INDEPENDENT CLAIMS. FOUR INDEPENDENT CLAIMS HAVE BEEN CANCELED IN THIS RESPONSE, AND 12 DEPENDENT CLAIMS HAVE BEEN REWRITTEN IN INDEPENDENT FORM, MEANING THAT THERE ARE NOW EIGHT EXTRA INDEPENDENT CLAIMS FROM THE PREVIOUS COUNT. A CHECK IN THE AMOUNT OF \$672 IS INCLUDED FOR THE EIGHT EXTRA INDEPENDENT CLAIMS ABOVE THE FOUR ALREADY PAID FOR.

INCLUDED IN THIS MAILING FOR THE ABOVE-REFERENCED PATENT APPLICATION ARE:

1. RESPONSE TO NON-FINAL OFFICE ACTION MAILED 02/13/2003;
2. FEE TRANSMITTAL FORM, *WITH DUPLICATE COPY FOR FEE PROCESSING*;
3. CHECK #848570 IN THE AMOUNT OF \$672.00 FOR EIGHT (8) ADDITIONAL INDEPENDENT CLAIMS ABOVE THE FOUR (4) PREVIOUSLY PAID; AND
4. RETURN POSTCARD TO ACKNOWLEDGE RECEIPT OF ABOVE ITEMS.

ATTORNEY CONTACT:

RONALD L. CHICHESTER

REG. No. 36,765

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023640

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